

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	<b>Criminal Case No. 3:10cr00035</b>
	)	
<b>v.</b>	)	<b><u>2255 FINAL ORDER</u></b>
	)	
<b>ESTEBAN SALMERON-DUQUE.</b>	)	<b>By: Norman K. Moon</b>
	)	<b>United States District Judge</b>

In accordance with the accompanying Memorandum Opinion, it is hereby **ORDERED** and **ADJUDGED** that the government's motion to dismiss (Docket No. 106) is **GRANTED**; Salmeron-Duque's motion pursuant to 28 U.S.C. § 2255 (Docket No. 96) is hereby **DISMISSED**; and this action shall be **STRICKEN** from the active docket of this court.

Further, finding that Salmeron-Duque has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

**ENTER:**      This 30th day of May, 2013.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE